



DEPARTMENT OF THE NAVY
BASE REALIGNMENT AND CLOSURE
PROGRAM MANAGEMENT OFFICE WEST
33000 NIXIE WAY, BLDG 50 Suite 207
SAN DIEGO, CA 92147

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Ser BPMOW.hmw/389

December 13, 2019

Ms. Smith Williams
Walkup, Melodia, Kelly & Schoenberger
650 California Street
26th Floor
San Francisco, CA 94108

Dear Ms. Smith-Williams:

This correspondence is in regard to your Freedom of Information Act (FOIA) request of March 22, 2019, in which you seek the following:

1. *Workplan Volume 2A, Sampling Plan for Group I Sites (H LA, 1988a); Environmental Resources Management-West (ERM-West). 1989.*
2. *Summary Report, Interim Cleanup of PCB-Contaminated Soils near Former Building 503, Naval Station Treasure Island, Hunters Point Annex, San Francisco, California. November 15;*
3. *Any and all Reports by Barajas & Associates, Inc.;*
4. *Any and all writings that support the Navy's statement in its February 1, 1996 Finding of Suitability to Lease Building 606 that "NRDL was required to survey and decontaminate all sites where radioactive materials were stored or used and present documentation to the AEC that the sites were radiologically clean.";*
5. *Any and all writings that support the Navy's statement in its February 1, 1996 Finding of Suitability to Lease Building 606 that "There is thus very little concern that radioactive materials or contamination are present at the sites of former buildings 507 and 508.";*
6. *Any and all writings that support the Navy's statement in its February 1, 1996 Finding of Suitability to Lease Building 606 that "A more recent visual inspection was conducted by PRC in preparing the draft Basewide Environmental Baseline Survey. They have placed building 606 in category 4 ... ";*
7. *Any and all writings that support the Navy's statement in its February 1, 1996 Finding of Suitability to Lease Building 606 that "remedial actions [at building 606] are complete."; Any and all writings (including but not limited to correspondence, lease agreements, and Findings of Suitability to Lease), related to the Navy's lease of Building 606 to the movie industry;*
8. *Any and all writings (including but not limited to correspondence, lease agreements, and Findings of Suitability to Lease), related to the Navy's attempt to lease Building 606 to any other prospective lessors (other than the City Redevelopment Agency and the movie industry);*

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Your request was received by this office on April 25, 2019 and assigned file number DON-NAVY-2019-005120.

Through multiple phone calls and emails, the scope of your FOIA request was modified to include Items 1 and 2 of your original request plus 47 reports specifically identified by title concerning Building 503 or 606 dated before 1997, or authored by Barajas & Associates, Inc. Upon further review, some of the 47 specific reports were identified as duplicates and constitute 36 unique records.

The responsive records have been reviewed for information that may be exempt from disclosure under the FOIA. Of the 36 records that were identified as responsive to your request, 32 are released to you in full via FOIAonline. Three of the records are partially exempt from disclosure pursuant to FOIA Exemption 6 [5 U.S.C. § 552(b)(6)] which exempts from disclosure personal information the disclosure of which would constitute a clearly unwarranted invasion of personal privacy. One of the records, in addition to being partially exempt pursuant to Exemption 6, is also partially exempt from disclosure pursuant to FOIA Exemption 1 [5 U.S.C § 552(b)(1)] which exempts from disclosure matters of National defense or foreign policy. Exempt portions of these records have been redacted and the remainder of the record is released to you via FOIAonline.

Please note that Item 1 of your initial request, "Workplan Volume 2A, Sampling Plan for Group I Sites (H LA, 1988a); Environmental Resources Management-West (ERM-West).1989," is not included with this release. That record is still being processed for exemptions and will be released to you when processing is complete. Please be advised that fees associated with the processing of your request will not be charged in this instance.

In view of the above, you may consider this to be an adverse determination that may be appealed. Since you have created an account in FOIA online, you may submit an appeal directly within the web-based system. To do this, you would log in to your account, retrieve your original request, and then click on the "Create Appeal" tab in the left-hand column. The basic information from your request will be duplicated for you, and then you can type in the basis of your appeal. If you prefer to use regular mail, you may submit an appeal to:

The Department of the Navy
Office of the General Counsel (ATTN: FOIA APPEALS)
1000 Navy Pentagon, Room 5A532
Washington, DC 20350-1000

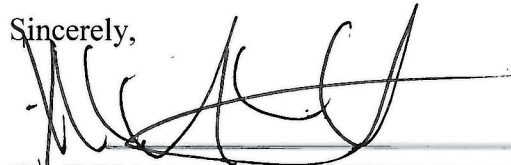
Your appeal, if any, must be transmitted (if appealing by FOIA ONLINE) or postmarked (if appealing by mail) within 90 calendar days from the date of this letter. Please be advised that a FOIA requestor has the burden of proving timely submission of an appeal. Additionally, you must include in your appeal a statement indicating why you believe your appeal should be granted, and you are encouraged to also include a copy of your initial request and a copy of this letter.

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For any further assistance regarding any aspect of your request, you have the right to contact the Department of the Navy FOIA Public Liaison, Mr. Christopher Julka, at Christopher.A.Julka@navy.mil or 703-697-0031. Additionally, you have the right to contact the Office of Government Information Services (OGIS) to inquire about the FOIA mediation services they offer. The contact information for OGIS is: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-01, e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

Any questions concerning this matter should be directed to Ms. Heather Wochnick who may be contacted at heather.wochnick@navy.mil or 619-524-4605.

Sincerely,

A handwritten signature in black ink, appearing to read 'K. Ostrowski', written over a horizontal line.

KIMBERLY A. OSTROWSKI
Director